

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Lynchburg Division

IN RE:

KATHERINE MICHELE MARCELLUS
GREGORY EUGENE MARCELLUS

Case No. 17-60419-RBC
(Chapter: 13)

Debtors

FIRST GUARANTY MORTGAGE
CORPORATION

Movant

v.

KATHERINE MICHELE MARCELLUS
4 FITZGERALD ROAD
CUMBERLAND, VA 23040

GREGORY EUGENE MARCELLUS
4 FITZGERALD ROAD
CUMBERLAND, VA 23040
(Debtors)

PATRICIA ANN MITCHUM
4 FITZGERALD ROAD
CUMBERLAND, VA 23040
(Co-Debtor)

HERBERT L. BESKIN(82)
P.O. BOX 2103
CHARLOTTESVILLE, VA 22902
(Trustee)

Respondents

MOTION TO EXTEND STAY

Heather D. McGivern, Esq., Bar # 91767
Kathryn Smits, Esq., Bar # 77337
Namrata Loomba, Esq., Bar # 87222
Sameera Navidi, Esq., Bar # 89441
PO Box 2548
Leesburg, VA 20177
(703)777-7101

First Guaranty Mortgage Corporation by undersigned counsel, respectfully moves this Honorable Court to extend the Automatic Stay and co-debtor Automatic Stay and, as grounds therefore states as follows:

1. On May 17, 2018, First Guaranty Mortgage Corporation mailed a Motion for Relief from Automatic Stay and co-debtor Automatic Stay.
2. That pursuant to Local Rule 9013-1 H, counsel conferred with debtor's counsel and was unable to schedule a hearing date within 30 days following the filing of the Motion and therefore requests that the automatic stay be extended until July 31, 2018 at 9:30 am

WHEREFORE, the premises considered, First Guaranty Mortgage Corporation respectfully requests that this Court enter an Order extending the automatic stay and co-debtor Automatic Stay until July 31, 2018 and for such other and further relief as this Court deems just and proper.

Heather D. McGivern, Esq., Bar # 91767
Kathryn Smits, Esq., Bar # 77337
Namrata Loomba, Esq., Bar # 87222
Sameera Navidi, Esq., Bar # 89441
PO Box 2548
Leesburg, VA 20177
(703)777-7101

Date: May 17, 2018

Respectfully submitted,

/s/ Sameera Navidi

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Kathryn Smits, Bar # 77337
Namrata Loomba, Bar # 87222
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HERBERT L. BESKIN(82)
P.O. BOX 2103
CHARLOTTESVILLE, VA 22902
(Trustee)

Respondents

ORDER EXTENDING STAY

UPON CONSIDERATION of the Motion to Extend Stay (“Motion”) filed by First
Guaranty Mortgage Corporation, and good cause having been shown, it is hereby

ORDERED, that the automatic stay and co-debtor automatic stay is hereby extended until July 31, 2018 at 9:30 am.

BY THE COURT:

Date: _____

Rebecca B. Connely

U.S. Bankruptcy Court Judge

I ASK FOR THIS

/s/ Sameera Navidi
Heather D. McGivern, Bar #91767
Kathryn Smits, Bar #77337
Namrata Loomba, Bar #87222
Sameera Navidi, Bar #89441
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SEEN:

Jeremy C. Huang
Woehrle Dahlberg Jones Yao PLLC, 10615 Judicial Dr. Suite 102
Fairfax, VA 22030
Attorney for the Debtors

Herbert L. Beskin(82) Trustee
P.O. Box 2103
Charlottesville, VA 22902

Copies to:

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Attorneys for the Movant

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Cumberland, VA 23040

Debtor

Gregory Eugene Marcellus

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Cumberland, VA 23040

Debtor

Patricia Ann Mitchum

4 Fitzgerald Road

Cumberland, VA 23040

Co-Debtor

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10615 Judicial Dr. Suite 102

Fairfax, VA 22030

Attorney for the Debtor

Herbert L. Beskin(82)

P.O. Box 2103

Charlottesville, VA 22902

Chapter 13 Trustee

CERTIFICATE OF SERVICE

The undersigned states that on May 17, 2018, copies of Motion to Extend Automatic Stay and Co-Debtor Automatic Stay and Proposed Order were filed with the Clerk of the Court using the ECF system, which will send notification of such filing to the following:

Herbert L. Beskin(82)
P.O. Box 2103
Charlottesville, VA 22902
Bankruptcy Trustee

Jeremy C. Huang
Woehrle Dahlberg Jones Yao PLLC
10615 Judicial Dr. Suite 102
Fairfax, VA 22030
Debtor's Attorney

and I hereby certify that I have caused to be mailed by first class mail, postage prepaid, copies of Motion to Extend Automatic Stay and Co-Debtor Automatic Stay and Proposed Order to the following non-ECF participants:

Katherine Michele Marcellus
4 Fitzgerald Road
Cumberland, VA 23040
Debtor

Gregory Eugene Marcellus
4 Fitzgerald Road
Cumberland, VA 23040
Debtor

Patricia Ann Mitchum
4 Fitzgerald Road
Cumberland, VA 23040
Co-Debtor

/s/ Sameera Navidi
Heather D. McGivern, Esquire
Kathryn Smits, Esquire
Namrata Loomba, Esquire
Sameera Navidi, Esquire